

**From:** (b)(6) [CAPT USN \(US\)](#)  
**To:** (b)(6) [CIV USN](#) (b)(6)  
**Subject:** FW: Legal Counsel Request  
**Date:** Tuesday, July 2, 2019 7:01:33 AM

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(b)(6)

As mentioned.

(b)(6)

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**From:** (b)(6) CDR USN (b)(6)  
**Sent:** Monday, July 01, 2019 1:47 PM  
**To:** (b)(6) CIV (b)(6) CAPT  
USN (US) (b)(6)  
**Subject:** RE: Legal Counsel Request

Good afternoon (b)(6) ,

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(b)(5)

V/r,

(b)(6)

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**From:** (b)(6) CIV (b)(6)  
**Sent:** Monday, July 01, 2019 2:35 PM  
**To:** (b)(6) CDR USN (b)(6) ,  
(b)(6) CAPT USN (US) (b)(6)  
**Subject:** RE: Legal Counsel Request

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**From:** (b)(6) CDR USN (b)(6)

**Sent:** Monday, July 1, 2019 12:44 PM

**To:** (b)(6) CAPT USN (US) (b)(6)

**Cc:** (b)(6) CIV (b)(6)

**Subject:** FW: Legal Counsel Request

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V/r,

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**From:** (b)(6) CIV USN (b)(6)

**Sent:** Monday, July 1, 2019 1:19 PM

**To:** (b)(6) CDR USN (b)(6)

**Subject:** RE: Legal Counsel Request for FOIA Input

That was not the Board's intent . . .

**From:** (b)(6) CDR USN (b)(6)

**Sent:** Monday, July 1, 2019 1:08 PM

**To:** (b)(6) CIV USN (b)(6)

**Subject:** FW: Legal Counsel Request for FOIA Input

(b)(6)

The attached states that the petitioner is allowed to provide post (b)(6) PSB documents. "Petitioner's record be corrected by convening an (b)(6) Special Selection Board to consider him for promotion selection. Further, Petitioner shall be authorized to communicate with the President of (b)(6) SSB any material he deems relevant that post-dates the original convene date of the (b)(6) Promotion Selection Board."

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V/r,

(b)(6)

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**From:** (b)(6) CIV USN (b)(6)  
**Sent:** Monday, July 1, 2019 11:28 AM  
**To:** (b)(6) CDR USN (b)(6)  
**Subject:** RE: Legal Counsel Request

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V/r

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**From:** (b)(6) CDR USN (b)(6)  
**Sent:** Monday, July 1, 2019 10:39 AM  
**To:** (b)(6) CIV USN (b)(6)  
**Subject:** FW: Legal Counsel Request

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V/r,

(b)(6)



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**From:** (b)(6) CAPT USN (US) (b)(6)  
**Sent:** Friday, June 28, 2019 6:23 PM  
**To:** (b)(6) CDR USN (b)(6)  
**Subject:** FW: Legal Counsel Request for FOIA Input

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**From:** (b)(6) CIV (b)(6)  
**Sent:** Friday, June 28, 2019 5:02 PM  
**To:** (b)(6) CAPT USN (US) (b)(6)  
**Cc:** (b)(6) CIV USN (b)(6)  
(b)(6) CDR USN (USA) (b)(6) CAPT USN  
(USA) (b)(6) LT USN (b)(6)  
(b)(6) CIV (b)(6)  
(b)(6)  
**Subject:** FW: Legal Counsel Request for FOIA Input

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**From:** (b)(6) CIV (b)(6)  
**Sent:** Thursday, June 27, 2019 5:42 PM

**To:** (b)(6) CAPT USN (US) (b)(6)  
**Cc:** (b)(6) CIV USN (b)(6)  
(b)(6) CAPT USN (USA) (b)(6) CDR USN  
(b)(6) LT USN (b)(6)  
(b)(6) CIV (b)(6)  
(b)(6)

**Subject:** FW: Legal Counsel Request for FOIA Input

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**From:** (b)(6) LT USN (b)(6)

**Sent:** Thursday, June 27, 2019 12:45 PM

**To:** (b)(6) CIV (b)(6)

**Cc:** (b)(6) CDR USN (USA) (b)(6)

**Subject:** Legal Counsel Request for FOIA Input

(b)(6)

Good afternoon, sir. I have a question regarding whether a Special Selection Board (SSB) authorization granted by BCNR would be considered legally objectionable.


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SECNAVINST 1402.1, which governs the authorization and execution of SSBs, states under Paragraph (4) – Board for Correction of Naval Records – section (a), “Subject to delegation by the ASN(M&RA), approves requests for SSBs, SAFQOLs, and SBs in accordance with this instruction and any other guidance provided by the ASN (M&RA).” Further, in Special Selection Board section (10.d), “Communications with SSBs shall contain only materials referring to events prior to the convening date of the original PSB.” This SECNAV policy was also established by mirrored language in section (24.L.4) of the previous SECNAVINST1420.1B, which was the authoritative document at the time of the signing of the subject BCNR decision letter.

(b)(5), (b)(6)

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Please let me know if you have any questions.

Very respectfully,

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